

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

Carolyn Eckerson, Chelsea Frederickson,  
Cheryl Gough, Kathy Iverson, Julie Morgan,  
Tina Tindall and Peggy Wilson,

Plaintiffs,

v.

ORDER  
Civil No. 07-984 (MJD/AJB)

Donald Blowers, in his official  
and individual capacity, and  
Allina Health System d/b/a  
Allina Hospitals & Clinics and  
Allina Medical Clinic-Woodlake,

Defendants.

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Sandra K. Kensy, Esq., for and on behalf of Plaintiff.

Paul J. Zech and Sara G. McGrane, Felhaber, Larson, Fenlon & Vogt, P.A.  
for and on behalf of Defendants Allina Health System, d/b/a Allina Hospitals &  
Clinics and Allina Medical Clinic-Woodlake.

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This matter is before the Court upon Defendant's request to file a motion  
for reconsideration.

The Local Rules provide that a motion to reconsider can only be filed with  
the Court's express permission, and then, only "upon a showing of compelling  
circumstances." L.R. 7.1(g). The district court's decision on a motion for

reconsideration rests within its discretion. Hagerman v. Yukon Energy Corp., 839 F.2d 407, 413 (8th Cir. 1988).

Motions for reconsideration serve a limited function: to correct manifest errors of law or fact or to present newly discovered evidence. Such motions cannot in any case be employed as a vehicle to introduce new evidence that could have been adduced during pendency of the summary judgment motion. The nonmovant has an affirmative duty to come forward to meet a properly supported motion for summary judgment. . . . Nor should a motion for reconsideration serve as the occasion to tender new legal theories for the first time.

Id. at 414 (citation omitted). The Court has reviewed its January 11, 2008 Order and concludes that it contains no manifest errors of law or fact.

IT IS HEREBY ORDERED that Defendant's request to file a motion for reconsideration is DENIED.

Date: January 29, 2008

s / Michael J. Davis  
Michael J. Davis  
United States District Court